

REMARKS

Applicants' remarks are proceeded by the Examiner's comments in small, bold face type.

site such that the sensor of Cosman (1984) would detect thermal energy from the selected site and the adjacent fluid medium. However, such a possibility is not a proper basis for inherency.

resistive or microwave tissue heater in the device of Cosman et al. (1984), since these are well known equivalents in the art, as thought by Makower et al. and provide no unexpected result, thus producing a device such as claimed.

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An Information Disclosure Statement was filed in the above-identified patent application on March 23, 1999. Two references submitted in that IDS were neither crossed-out nor initialed when the Examiner returned the Form PTO-1449 which was attached to the Office Action mailed January 31, 2000. Specifically,